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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

GLORIA J. SMOTHERS,

Defendant.

No. CR 83-02045 PVT

GOVERNMENT'S REQUEST TO DISMISS
INFORMATION AND RECALL ANY
OUTSTANDING WARRANTS;
ORDER [PROPOSED]

COMES NOW THE UNITED STATES OF AMERICA appearing through the undersigned Assistant United States Attorney and moves this Honorable Court for an order dismissing the above-captioned Information and recalling any outstanding bench warrants issued based on that Information. The facts supporting this request are as follows:

Defendant was charged by Information on August 16, 1983. A bench warrant issued by this Court was returned unexecuted. In view of the age of the case, and its status as a misdemeanor, the government respectfully asks the Court to dismiss the Information in the interests of justice, and to recall any outstanding warrants issued thereon.

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Request to Dismiss Information; Order

FILED

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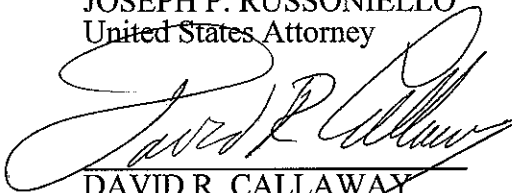
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
N.D. CA. SAN JOSE

1 Accordingly, the government respectfully requests that the above-captioned case be
2 dismissed and that any warrants issued thereon be recalled.

3 DATED: January 18, 2010

4 Respectfully submitted,

5 JOSEPH P. RUSSONIELLO
6 United States Attorney

7 
8 DAVID R. CALLAWAY
9 Assistant United States Attorney

10 **ORDER**

11 Upon application of the United States, and good cause having been shown therefor,
12 **IT IS HEREBY ORDERED** that the above-captioned Information is DISMISSED, and
13 any warrants outstanding against this defendant are RECALLED.

14 
15 PATRICIA V. TRUMBULL
16 United States Magistrate Judge

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